



# UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/700,401	02/26/2001	Wilhelm F. Maier	STUDIEN 277	3610

7590 11/10/2003

Norris McLaughlin & Marcus  
220 East 42nd Street  
30th Floor  
New York, NY 10017

EXAMINER
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BAKER, MAURIE GARCIA

ART UNIT	PAPER NUMBER
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1639

DATE MAILED: 11/10/2003

18

Please find below and/or attached an Office communication concerning this application or proceeding.

# Interview Summary

Application No.  
**09/700,401**

Applicant(s)  
**Maier et al**

Examiner  
**Maurie G. Baker, Ph.D.**

Art Unit  
**1639**



All participants (applicant, applicant's representative, PTO personnel):

(1) Maurie G. Baker, Ph.D.

(3) \_\_\_\_\_

(2) Michael Asam

(4) \_\_\_\_\_

Date of Interview 10/28/03 and 11/5/03

Type: a) ☒ Telephonic      b) ☐ Video Conference  
c) ☐ Personal [copy is given to 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes      e) ☒ No. If yes, brief description:

Claim(s) discussed: None

Identification of prior art discussed:  
Atkins et al

Agreement with respect to the claims f) ☐ was reached. g) ☐ was not reached. h) ☒ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments:

Discussed (1) Atkins et al reference and (2) foreign priority claim.

(1) Applicants correctly pointed out that Atkins et al does not qualify as a reference under 102(e). However, the examiner noted that the reference does qualify under 102(a) and thus the rejection is still proper under that statute.

(2) Applicants requested the status of the foreign priority document. The examiner located a copy of the foreign priority document; however, this document is in German and no translation has been provided. Thus, applicant must submit a translation to perfect their foreign priority claim.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

i) ☒ It is not necessary for applicant to provide a separate record of the substance of the interview (if box is checked).

Unless the paragraph above has been checked, THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached

**LAURIE G. BAKER, PH.D.**  
**PRIMARY EXAMINER**  
**ART UNIT 1639**

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

\_\_\_\_\_  
Examiner's signature, if required